



UNITED STATES PATENT AND TRADEMARK OFFICE

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**DIRECTOR'S OFFICE
TECHNOLOGY CENTER 2600**

ON PETITION

In re Application of:
Per Bjorndahl
Application No. 09/232,289
Filed: January 15, 1999
For: **SYSTEM, METHOD AND APPARATUS
FOR SECURE TRANSMISSION OF
CONFIDENTIAL INFORMATION**

This is a decision on the request filed December 12, 2002, to withdraw the holding of abandonment under MPEP 711.03(c)(II) and pursuant to 37 C.F.R. § 1.181(a). No fee is required.

A Notice of Abandonment was mailed October 1, 2002 for failure to timely submit a response to the Office action mailed November 30, 2001.

Petitioner alleges that no Office action was received.

In support of his allegation, petitioner has made of a statement of non-receipt of the Office action, a statement attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received; and has submitted a copy of the docket record where the non-received Office communication would have been entered had it been received.

A review of the file record indicates that there was an irregularity in the mailing of the Office action of November 30, 2001, as it was mistakenly mailed to an incorrect correspondence address.

Accordingly, the petition is **GRANTED**.

The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. The Office action mailed November 30, 2001 is hereby vacated. The application file is being forwarded to the examiner for issuing a new Office action. The time period for response will be set to run from the date the new Office action is mailed.

Allen MacDonald

Allen MacDonald, Director
Technology Center 2600
Communications